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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

DANIEL GONZALEZ and JEFFREY
HUGHES,

Plaintiffs,

vs.

DIAMOND RESORTS INTERNATIONAL
MARKETING, INC., DIAMOND
RESORTS INTERNATIONAL, INC.,
DIAMOND RESORTS CORPORATION,
and WEST MAUI RESORTS PARTNERS,
L.P.,

Defendants.

Case No. 2:18-cv-00979-APG-NJK

**STIPULATION OF DISMISSAL AS TO
CERTAIN OPT-IN PLAINTIFFS AND
HAWAII CLASS MEMBERS, AND
ORDER**

Pursuant to LR IA 6-2 and the Court's Order Granting in Part Motion for Summary Judgment [ECF No. 259], the Parties hereby stipulate that the following FLSA Opt-In Plaintiffs and Hawaii Class Members are dismissed from this action because they (1) filed for bankruptcy protection and lack standing to assert their FLSA and/or Hawaii class claims, (2) released their claims, and/or (3) are time barred from asserting their FLSA claims.

I. FLSA Opt-In Plaintiffs Who Lack Standing Due to Their Bankruptcy Filings

Pursuant to the Court's Order (ECF No. 259, at 9:17-10:12), the Parties stipulate that the following individuals' claims under the FLSA are dismissed.

1. Ott Ashton
2. Sherry R. Avery-Andrade
3. Daniel James Bennett
4. Robyn Rene Corkhill
5. Cindy S. Delicce
6. Gonzalo Gonzalez De Orense
7. Howard Guidry Jr.
8. Arthur L. Grimes
9. Debbie L. Harrell
10. Sean K. Hornbeck
11. Chanel LaCroix
12. Vera E. Lambert
13. Robert Langdeau
14. John McCollister
15. McLean R. Middleton
16. Thomas L. Miles, Jr
17. Yolanda R. Monroe
18. Donald Rhodes

19. Kharamdeo Singh
20. Johan Van Arde
21. Slobodan Vranjes
22. Estelle J. Walker
23. Christopher Cine Weaver
24. Debra Regina Baker
25. Olmedo Vasquez-Saaverda
26. Leshon Walker
27. Richard Zicker

II. Hawaii Class Members Who Lack Standing Due to Their Bankruptcy Filings

Pursuant to the Court's Order (ECF No. 259, at 9:17-10:12), the Parties stipulate that the following individuals' claims under the Hawaii Rev. Statutes are dismissed.

1. Bacus, David Aaron Kamuela
2. Brown, Michael John
3. Combs, Sean Lee
4. Galvez, Deborah Anne
5. Hall, Christa Dee
6. Maiorino, Pierpaolo
7. Mueller, Beau
8. Rasmussen, Ryan Alan
9. Smith, Berry Brown Cushing
10. Tinsley, Terry Richard
11. Johan Van Arde
12. Watson, Kevin Mark
13. Christopher Cine Weaver
14. Zogby, Michael John

15. Poulsen, Eric David

III. FLSA Opt-In Plaintiffs Who are Partially Dismissed Due to Their Bankruptcy Filings

Pursuant to the Court's Order (ECF No. 259, at 8:5-13), the Parties stipulate that the following individuals' claims under the FLSA are dismissed up to the dates specified below, and their "claims that arose after their bankruptcy proceeding was discharged or dismissed" will remain in the action.

1. Brindisi Baker (claim dismissed for period prior to 4/12/17)
2. Richard Budzinski (claim dismissed for period prior to 8/2/16)
3. Joseph E. Farmer (claim dismissed for period prior to 4/12/18)
4. Ashraf M. Hantira (claim dismissed for period prior to 1/18/17)
5. Walter Larrea Illanez, JR (claim dismissed for period prior to 1/15/19)
6. Noelle M. Johnson (claim dismissed for period prior to 4/25/16)
7. Michelle I. Kelly (claim dismissed for period prior to 1/8/18)
8. Suzy C. Maier (claim dismissed for period prior to 3/27/18)
9. Vickie L. O'Neal (claim dismissed for period prior to 7/12/16)
10. Orlando R. Robinson (claim dismissed for period prior to 2/9/18)
11. Miodrag Stokuca (claim dismissed for period prior to 11/22/17)
12. Ricky Triplett (claim dismissed for period prior to 10/19/16)
13. Muriel C. Wallace (claim dismissed for period prior to 3/29/17)

IV. Hawaii Class Members Who are Partially Dismissed Due to Their Bankruptcy Filings

Pursuant to the Court's Order (ECF No. 259, at 8:5-13), the Parties stipulate that the following individuals' claims under the Hawaii Rev. Statutes up to the dates specified below are dismissed, and their "claims that arose after their bankruptcy proceeding was discharged or dismissed" will remain in the action.

1. Aasand, Rebecca Marie (claim dismissed for period prior to 7/7/15)
2. Aghabekia, Mickey (claim dismissed for period prior to 8/22/16)

3. Bahouth, Jed James (claim dismissed for period prior to 5/1/13)
4. Bayles, Anthony Paul (claim dismissed for period prior to 7/12/16)
5. Bowers, Douglas Lee (claim dismissed for period prior to 2/19/15)
6. Clark, Cheyenne (claim dismissed for period prior to 11/4/14)
7. Edison, Coletta Anzalone (claim dismissed for period prior to 6/6/17)
8. Favors, Eddie Roy Jr (claim dismissed for period prior to 10/6/15)
9. Greger, Roberta L. (claim dismissed for period prior to 11/20/19)
10. Grubb, Corey B (claim dismissed for period prior to 8/4/15)
11. Illanez JR, Walter Larrea (claim dismissed for period prior to 1/15/19)
12. Johnson, Scott Harmon (claim dismissed for period prior to 12/8/15)
13. Kahooohanohano, Jodi (claim dismissed for period prior to 8/6/13)
14. Karpf, Paul Daniel (claim dismissed for period prior to 6/22/15)
15. Keyhani, Laura Elizabeth (claim dismissed for period prior to 3/9/16)
16. Llorach, Alejandro (claim dismissed for period prior to 7/18/17)
17. Norman, John Allen (claim dismissed for period prior to 12/23/15)
18. Poulsen, Eric David (claim dismissed for period prior to 2/11/14)
19. Reno, Jennifer Clair (claim dismissed for period prior to 9/3/14)
20. Tanoai, Chelsey Marie (claim dismissed for period prior to 3/4/17)

V. FLSA Opt-In Plaintiffs Who are Dismissed Due to Collateral Estoppel

Pursuant to the Court's Order (ECF No. 259, at 6:3-5), the Parties stipulate that the following individuals' claims under the FLSA are dismissed.

1. Aljabi, Jamal
2. Almstead, Regina
3. Aly Silver Khaled
4. Baldus, Edward Fermin
5. Bard, Arian Suzanne

- 1 6. Becker, Jane
- 2 7. Benfatti, Ellen Marriette
- 3 8. Berger, Dawn Noelle
- 4 9. Blum, Susan Dale
- 5 10. Bobo, Elliott Wyatt
- 6 11. Bogard, Cheryl Lisa
- 7 12. Bolden, Demetria Jo
- 8 13. Brown, Kathleen Marie
- 9 14. Burke, Paul Brian
- 10 15. Burns, Patrick Ross
- 11 16. Caraballo, Nelson
- 12 17. Carroll, William Ronald
- 13 18. Charbonneau, Kent James
- 14 19. Clark, Carol Ann
- 15 20. Cleaver, Donna Jean
- 16 21. Colbert, Stanley Antione
- 17 22. Collins, Farideh
- 18 23. Collins, Jan L
- 19 24. Conklin, Kimberly Bernice
- 20 25. Connolly, Stephen Francis
- 21 26. Cromwell, Robert G.
- 22 27. Delevie, Todd David
- 23 28. Delicce, Cindy Sue
- 24 29. Demmer, Jonnie Lynn
- 25 30. Dempsey, Maria Ellen
- 26 31. Divac, Deborah Lou
- 27 32. Eisenstecken, Monica Rose
- 28 33. Erum, Tahira

- 1 34. Falcon, Jeffrey Louis Kenneth
- 2 35. Farley, Reginald Thomas
- 3 36. Figueroa, Felix Vicente
- 4 37. Figueroa, Shirley
- 5 38. Fitzhugh, Michael Anthony
- 6 39. French, Dayna Genise
- 7 40. Friessen, Kathleen Smith
- 8 41. Fuery, Shirley
- 9 42. Fyffe, Pamela Sue
- 10 43. Garrido Sean N
- 11 44. Goldstein, Michael Aaron
- 12 45. Gonzalez, De Orense Gonzalo Andres
- 13 46. Gonzalez, Daniel Alberto
- 14 47. Griner, Kami
- 15 48. Harrington, Vonda Kay
- 16 49. Harwick, Tammara Lynnae
- 17 50. Hazeltine, Randall Scott
- 18 51. Heine, Thomas Leslie
- 19 52. Heinze Michael D
- 20 53. Herndon,, Corinne Grant
- 21 54. Heusser, Michael Garold
- 22 55. Hojhalli, Altin
- 23 56. Hurley, Dorian Lee
- 24 57. Hyde, Irene Desoto
- 25 58. Javadiaghdam, Mehdi
- 26 59. Johnson, Allena Djundaidi
- 27 60. Johnson, Noelle Marisa
- 28 61. Johnson, Shawn Michael

- 1 62. Jones, Arlene Dawn
- 2 63. Joseph, Harrington Abbie S L
- 3 64. Kelly, Kenneth W
- 4 65. Kelly, Michelle Irene
- 5 66. Kelly, Patricia Louise
- 6 67. Kimble, Christina Louise
- 7 68. Kolbeck, Eileen Louise
- 8 69. LaCroix, Chanel Antionette
- 9 70. Landis, Cynthia Reeve
- 10 71. Langlois, Mike
- 11 72. Lewis, Robert David
- 12 73. Lim, Janice
- 13 74. Lindstrom, Brian Christopher
- 14 75. Linn, Roberta Aline
- 15 76. Louka, Joshua Emile
- 16 77. Margarini, Diane Maye
- 17 78. Marston, Christian John
- 18 79. Mayo, William Edward III
- 19 80. McCray, Joshua Jr
- 20 81. McGeehon, Cory Wayne
- 21 82. Mitchell, Patrick
- 22 83. Moles, Nicholas S.
- 23 84. Montani, Daniela
- 24 85. Moore, Abeda M.
- 25 86. Mutz, Jo Anne
- 26 87. Nichols, Loree Renee
- 27 88. Njegovec, Klementina
- 28 89. Olsen, James Jensen

- 1 90. Onody, Barry Allan
- 2 91. Ottaviano, Toni Yvonne
- 3 92. Parker, Robert Louis
- 4 93. Payne, Jason T
- 5 94. Peterson, Ryan Michael
- 6 95. Petty, Ronald W
- 7 96. Piper, William Francis
- 8 97. Puggioni, Carmen Iris
- 9 98. Qualls, Devon Albert
- 10 99. Read, Stephen
- 11 100. Regalado, Frank Thomas
- 12 101. Reynolds, Kathryn Lyn
- 13 102. Riedell, Raeleen Susanne
- 14 103. Saigali, James Elias
- 15 104. Sanchez Ruth Lynn
- 16 105. Saucedo,, Aguayo Irma
- 17 106. Sepulveda, Roberto Antonio
- 18 107. Serebrenik, Andrew Bradford
- 19 108. Shell, Brian Jeffrey
- 20 109. Shoemaker, Jennifer Lynn
- 21 110. Shook, Jeffrey Thomas
- 22 111. Silverio, Nicole Anne
- 23 112. Slutsky, Alan Martin
- 24 113. Smith, Timothy Mitchell
- 25 114. Sosa, Nicholas Anthony
- 26 115. Spano, Kathleen Ann
- 27 116. Thomas, Damon Theodore
- 28 117. Tomke, Johnna Jayne

118. Tsvetanova, Desislava Emilova

119. Varney, Marjie Szubert

120. Vertucci, Maria

121. Walker, Leslie Ann

122. Watkowski, David Joseph

123. Weaver, Suzanne

124. Weierbach, Wayne William

125. Whorton Micah James

126. Wooten, Thomas John

127. Yates,, Brandt Alan

128. Zummo, Evonne Filer

VI. FLSA Opt-In Plaintiffs and Hawaii Class Members Who are Dismissed Due to Individual Settlements

Pursuant to the Court's Order (ECF No. 259, at 6:8-13), the Parties stipulate that the following individuals' claims under the FLSA and Hawaii Rev. Statutes are dismissed.

1. Mary Bowling

2. Silver Aly

3. Jeffrey Barclay

4. Natasha Vea

5. Maxwell Miller

VII. FLSA Opt-In Plaintiffs Who are Dismissed Due to Statute of Limitations

Pursuant to the Court's Order (ECF No. 259, at 14:6-14), the Parties stipulate that the following individuals' claims under the FLSA are dismissed.

1. Ott Ashton

2. Lisa Bauer

3. Jeremy Lynn Bennett

4. Taz Gregory Black

- 1 5. Raymond James Byerly
- 2 6. Andrea Quintino Campos
- 3 7. Olga Lucia Costello
- 4 8. Jonnie Lynn Demmer
- 5 9. Felix Vicente Figueroa
- 6 10. Daniel Andrew Fogle
- 7 11. Lisa Marie Franzone
- 8 12. Scott Brian Gayne
- 9 13. R Nadia Gilman
- 10 14. Elizabeth Mailene Gonzalez
- 11 15. Adam Christopher Hegi
- 12 16. Angello E Ibarra
- 13 17. Sonji Bonita Jones
- 14 18. Elias Maroun
- 15 19. Michael Brian Midgette
- 16 20. David Ronald Olesky
- 17 21. Vicki Lynn ONeal
- 18 22. Grant Andrew Perryman
- 19 23. Carmen Iris Puggioni
- 20 24. James Elias Saigali
- 21 25. Brian Stewart Stacey
- 22 26. William Joseph Tortorella
- 23 27. Adam T Treat
- 24 28. Mary Donna Vollmer
- 25 29. Malgorzata J Walas
- 26 30. Ashley Frances Wellman
- 27
- 28

31. Letitia Marie White

IT IS SO STIPULATED this 10th day of February 2022.

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ORDER

Based on the Parties' Stipulation, and for good cause shown, it is hereby ORDERED that the Stipulation of Dismissal as to Certain Opt-In Plaintiffs and Hawaii Class Members be granted, and the individuals identified in the Stipulation are dismissed from the action as specified above.

IT IS SO ORDERED:


UNITED STATES DISTRICT JUDGE

DATED: February 11, 2022